

# **Exhibit**

# **“1”**

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

*Plaintiff*

PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.

*Defendant*

Civil Action No. MDL 2804: 1:17-md-02804  
1:18-op-45165

WAIVER OF THE SERVICE OF SUMMONS

To: Henry G. Garrard, III

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 05/22/2019

Hikma Pharmaceuticals USA Inc.,  
f/k/a West-Ward Pharmaceuticals Corp.  
*Printed name of party waiving service of summons*

s/ Christopher Essig

*Signature of the attorney or unrepresented party*

Christopher Essig

*Printed name*

WINSTON & STRAWN LLP  
35 W. Wacker Drive  
Chicago, IL 60601

*Address*

CEssig@winston.com

*E-mail address*

(312) 558-5600

*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

\_\_\_\_\_  
*Plaintiff*  
v.  
PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.  
\_\_\_\_\_  
*Defendant*

)  
)  
)  
)  
)

Civil Action No. **1:18-op-45165**

WAIVER OF THE SERVICE OF SUMMONS

To: **Sara Schramm**

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/30/2019



*Signature of the attorney or unrepresented party*

Mylan N.V.

*Printed name of party waiving service of summons*

Rebecca C. Mandel

*Printed name*

Hogan Lovells US LLP  
555 13th Street NW  
Washington, D.C. 20004

*Address*

rebecca.mandel@hoganlovells.com

*E-mail address*

202-637-5488

*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

CANDLER COUNTY, GEORGIA

\_\_\_\_\_  
Plaintiff  
v.  
PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.  
Defendant

Civil Action No. 1:18-op-45165

WAIVER OF THE SERVICE OF SUMMONS

To: Sara Schramm

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/30/2019

Mylan Pharmaceuticals Inc.

Printed name of party waiving service of summons

Rebecca Mandel

Signature of the attorney or unrepresented party

Rebecca C. Mandel

Printed name

Hogan Lovells US LLP  
555 13th Street NW  
Washington, D.C. 20004

Address

rebecca.mandel@hoganlovells.com

E-mail address

202-637-5488

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

Civil Action No. 1:18-op-45165

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Amneal Pharmaceuticals Inc. c/o Sarah Miller Benoit, Esq. was received by me on *(date)* Jun 10, 2019, 10:04 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Sarah Miller Benoit, Esq., who is designated by law to accept service of process on behalf of *(name of organization)* Amneal Pharmaceuticals Inc. c/o Sarah Miller Benoit, Esq. on *(date)* Wed, Jun 12 2019; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

I declare under penalty of perjury that this information is true.

Date:

6/14/19




---

*Server's signature*


---

 Erika Cremeans

---

*Printed name and title*


---

 ABC Process Service, 4834 Swiss Avenue, Dallas, TX 75204

---

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Jun 12, 2019, 1:05 pm CDT at Ulmer & Berne LLP, 65 East State Street Suite 1100, Columbus, OH 43215-4213 received by Sarah Miller Benoit, Esq..

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio



CANDLER COUNTY, GEORGIA

\_\_\_\_\_  
*Plaintiff*

v.

\_\_\_\_\_  
**PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.**

*Defendant*

)  
)  
) Civil Action No. **1:18-op-45165**  
)  
)

**WAIVER OF THE SERVICE OF SUMMONS**

To: **Henry G. Garrard, III**

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from \_\_\_\_\_, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 06/10/2019

/s/ Paul J. Cosgrove

*Signature of the attorney or unrepresented party*

Amneal Pharmaceuticals LLC

*Printed name of party waiving service of summons*

Paul J. Cosgrove

*Printed name*

Ulmer & Berne, LLP  
600 Vine Street, Suite 2800  
Cincinnati, Ohio 45202

*Address*

pcosgrove@ulmer.com

*E-mail address*

(513) 698-5000

*Telephone number*

**Duty to Avoid Unnecessary Expenses of Serving a Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 399 (01/09) Waiver of the Service of Summons

UNITED STATES DISTRICT COURT

for the  
NORTHERN DISTRICT OF OHIO

CANDLER COUNTY, GEORGIA

Plaintiff

v.

PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.

Defendant

Civil Action No. **1:18-op-45165**

WAIVER OF THE SERVICE OF SUMMONS

To: **Henry G. Garrard, III**

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from \_\_\_\_\_, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 5/13/19

**Rhodes Pharmaceuticals L.P.**

Printed name of party waiving service of summons

Signature of the attorney or unrepresented party

**Steven F. Napolitano**

Printed name

**Skarzynski Black LLC  
One Battery Park Plaza, 32nd Floor  
New York, NY 10004**

Address

**snapolitano@skarzynski.com**

E-mail address

**(212) 820-7700**

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.



UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

\_\_\_\_\_  
*Plaintiff*  
V.  
PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.  
\_\_\_\_\_  
*Defendant*

)  
)  
)  
)  
)

Civil Action No. 1:18-op-45165

WAIVER OF THE SERVICE OF SUMMONS

To: Henry G. Garrard, III  
*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from April 22, 2019, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 5/24/2019

Par Pharmaceutical Companies, Inc.  
*Printed name of party waiving service of summons*

/s/ Sean Morris  
*Signature of the attorney or unrepresented party*

Sean O. Morris  
*Printed name*

Arnold & Porter Kaye Scholer LLP  
777 S. Figueroa Street, 44th Floor  
Los Angeles, California 90017

\_\_\_\_\_  
*Address*

sean.morris@arnoldporter.com

\_\_\_\_\_  
*E-mail address*

(213) 243-4000

\_\_\_\_\_  
*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.



## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

*Plaintiff*

PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.

*Defendant*

Civil Action No. 1:18-op-45165

## WAIVER OF THE SERVICE OF SUMMONS

To: Henry G. Garrard, III

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from April 22, 2019, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 5/24/2019/s/ Sean Morris*Signature of the attorney or unrepresented party*Par Pharmaceutical, Inc.*Printed name of party waiving service of summons*Sean O. Morris*Printed name*Arnold & Porter Kaye Scholer LLP  
777 S. Figueroa Street, 44th Floor  
Los Angeles, California 90017*Address*sean.morris@arnoldporter.com*E-mail address*(213) 243-4000*Telephone number*

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 399 (01/09) Waiver of the Service of Summons

## UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

Plaintiff

v.

PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.

Defendant

Civil Action No. 1:18-op-45165

## WAIVER OF THE SERVICE OF SUMMONS

To: Henry G. Garrard, III

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 4/19/2019, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 5-20-19

Anda, Inc.

Printed name of party waiving service of summons



Signature of the attorney or unrepresented party

James W. Matthews

Printed name

Foley & Lardner LLP  
111 Huntington Avenue  
Boston, MA 02199

Address

jmatthews@foley.com

E-mail address

(617) 342-4000

Telephone number

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

Plaintiff

AMERISOURCEBERGEN DRUG CORPORATION, ET AL.

Defendant

Civil Action No. 1:18-op-45165

WAIVER OF THE SERVICE OF SUMMONS

To: HENRY G. GARRARD, III

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/10/19

CVS HEALTH CORPORATION

Printed name of party waiving service of summons



Signature of the attorney or unrepresented party

Jason Acton

Printed name

Zuckerman Spaeder LLP

1800 M Street N.W., Suite 1000

Washington, DC 20036

Address

jacton@zuckerman.com

E-mail address

(202) 778-1860

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

\_\_\_\_\_  
*Plaintiff*

AMERISOURCEBERGEN DRUG CORPORATION, ET AL.

\_\_\_\_\_  
*Defendant*

)  
)  
) Civil Action No. 1:18-op-45165  
)  
)

WAIVER OF THE SERVICE OF SUMMONS

To: HENRY G. GARRARD, III

\_\_\_\_\_  
*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 5/13/19

CVS TN DISTRIBUTION, LLC

\_\_\_\_\_  
*Printed name of party waiving service of summons*



\_\_\_\_\_  
*Signature of the attorney or unrepresented party*

Jason Acton

\_\_\_\_\_  
*Printed name*

Zuckerman Spaeder LLP

1800 M Street N.W., Suite 1000

Washington, DC 20036

\_\_\_\_\_  
*Address*

jacton@zuckerman.com

\_\_\_\_\_  
*E-mail address*

(202) 778-1860

\_\_\_\_\_  
*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio



CANDLER COUNTY, GEORGIA

\_\_\_\_\_  
*Plaintiff*

v.

\_\_\_\_\_  
PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.

\_\_\_\_\_  
*Defendant*

)  
)  
) Civil Action No. 1:18-op-45165  
)  
)

WAIVER OF THE SERVICE OF SUMMONS

To: Henry G. Garrard, III

\_\_\_\_\_  
*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from \_\_\_\_\_, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 06/12/2019

\_\_\_\_\_  
Amneal Pharmaceuticals, Inc.

\_\_\_\_\_  
*Printed name of party waiving service of summons*

\_\_\_\_\_  
/s/ Paul J. Cosgrove

\_\_\_\_\_  
*Signature of the attorney or unrepresented party*

\_\_\_\_\_  
Paul J. Cosgrove

\_\_\_\_\_  
*Printed name*

\_\_\_\_\_  
Ulmer & Berne, LLP  
600 Vine Street, Suite 2800  
Cincinnati, Ohio 45202

\_\_\_\_\_  
*Address*

\_\_\_\_\_  
pcosgrove@ulmer.com

\_\_\_\_\_  
*E-mail address*

\_\_\_\_\_  
(513) 698-5000

\_\_\_\_\_  
*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

# UNITED STATES DISTRICT COURT

for the

\_\_\_\_\_ District of \_\_\_\_\_

\_\_\_\_\_  
*Plaintiff*

v.

\_\_\_\_\_  
*Defendant*

)  
)  
)  
)  
)

Civil Action No.

This document relates to: see attached list

## WAIVER OF THE SERVICE OF SUMMONS

To: \_\_\_\_\_

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: \_\_\_\_\_



\_\_\_\_\_  
*Signature of the attorney or unrepresented party*

\_\_\_\_\_  
*Printed name of party waiving service of summons*

\_\_\_\_\_  
*Printed name*

\_\_\_\_\_  
*Address*

\_\_\_\_\_  
*E-mail address*

\_\_\_\_\_  
*Telephone number*

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

<b>Plaintiff</b>	<b>MDL Case No.</b>
Ben Hill County, Georgia	1:18-op-45505
Candler County, Georgia	1:18-op-45165
The Candler County Hospital Authority	1:18-op-45167
Charlton County, Georgia	1:18-op-45713
Clinch County Hospital Authority	1:18-op-45453
Cook County, Georgia	1:18-op-45284
Dougherty County, Georgia	1:18-op-45491
Habersham County, Georgia	1:18-op-45559
Johnson County, Georgia	1:18-op-45716
Jones County, Georgia	1:18-op-45424
Madison County, Georgia	1:18-op-45296
The City of Milledgeville, Georgia	1:18-op-45495
Newton County, Georgia	1:18-op-45578
Tattnall County, Georgia	1:18-op-45574



## UNITED STATES DISTRICT COURT

for the

Northern District of Ohio



CANDLER COUNTY, GEORGIA

Plaintiff

v.

PURDUE PHARMA, L.P., PURDUE PHARMA, INC., ET AL.

Defendant

Civil Action No. 1:18-op-45165

## WAIVER OF THE SERVICE OF SUMMONS

To: HENRY G. GARRARD, III

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from April 22, 2019, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 4/25/19

s/ John J. Haggerty

Signature of the attorney or unrepresented party

J.M. SMITH CORPORATION

Printed name of party waiving service of summons

John J. Haggerty

Printed name

FOX ROTHSCHILD LLP  
2700 Kelly Road, Suite 300  
Warrington, PA 18976

Address

jhaggerty@foxrothschild.com

E-mail address

(215) 345-7500

Telephone number

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 399 (01/09) Waiver of the Service of Summons – MODIFIED

## UNITED STATES DISTRICT COURT

For the  
Northern District of OhioCHANDLER COUNTY, GEORGIA*Plaintiff*

v.

AMERISOURCEBERGEN DRUG CORPORATION, et al.*Defendant*

In Re: National Prescription Opiate Litigation

Civil Action No. 1:17-md-02804

This document relates to 1:18-op-45165

## WAIVER OF THE SERVICE OF SUMMONS

To: Henry G. Garrard, III*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: May 19, 2019/s/ Ronda L. Harvey*Signature of the attorney or unrepresented party*

The Kroger Company; Kroger Limited Partnership I;  
And Kroger Limited Partnership II

*Printed name of party waiving service of summons*Ronda L. Harvey*Printed name*

Bowles Rice, LLP  
600 Quarrier Street  
Charleston, WV 25301

*Address*rharvey@bowlesrice.com*E-mail address*(304) 347-1701*Telephone Number*

## Duty to Avoid Unnecessary Expenses of Serving a Summons

**Rule 4** of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

# UNITED STATES DISTRICT COURT

for the

\_\_\_\_\_ District of \_\_\_\_\_

\_\_\_\_\_  
*Plaintiff*

v.

\_\_\_\_\_  
*Defendant*

)  
)  
)  
)  
)

Civil Action No.

This document applies to: See attached case list

## WAIVER OF THE SERVICE OF SUMMONS

To: \_\_\_\_\_

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: \_\_\_\_\_



\_\_\_\_\_  
*Signature of the attorney or unrepresented party*

\_\_\_\_\_  
*Printed name of party waiving service of summons*

\_\_\_\_\_  
*Printed name*

\_\_\_\_\_  
*Address*

\_\_\_\_\_  
*E-mail address*

\_\_\_\_\_  
*Telephone number*

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

The Unified Government of Athens-Clarke County, Georgia	1:18-op-45218
Banks County, Georgia	1:18-op-45378
Ben Hill County, Georgia	1:18-op-45505
Brantley County, Georgia	1:18-op-45714
Bulloch County, Georgia	1:18-op-45394
Butts County, Georgia	1:18-op-45490
Camden County, Georgia	1:18-op-45717
Candler County, Georgia	1:18-op-45165
The Candler County Hospital Authority	1:18-op-45167
Charlton County, Georgia	1:18-op-45713
The City of Bainbridge, Georgia	1:18-op-45383
Clinch County Hospital Authority	1:18-op-45453
Columbia County, Georgia	1:18-op-45607
Cook County, Georgia	1:18-op-45284
Crisp County, Georgia	1:18-op-45238
Decatur County, Georgia	1:18-op-45334
Dooly County, Georgia	1:18-op-45712
Dougherty County, Georgia	1:18-op-45491
Elbert County, Georgia	1:18-op-45381
The City of Fitzgerald, Georgia	1:18-op-45603
The City of Gainesville, Georgia	1:18-op-45486
Habersham County, Georgia	1:18-op-45559
Hall County, Georgia	1:18-op-45286
Hancock County, Georgia	1:18-op-45535
Hospital Authority of Bainbridge and Decatur County	1:18-op-45382
Irwin County, Georgia	1:18-op-45283
Jackson County, Georgia	1:18-op-45581
Jasper County, Georgia	1:18-op-45504
Jeff Davis County, Georgia	1:18-op-45237
Johnson County, Georgia	1:18-op-45716
Jones County, Georgia	1:18-op-45424
Lincoln County, Georgia	1:18-op-45508
The Unified Government of Macon-Bibb County, Georgia	1:18-op-45407
Madison County, Georgia	1:18-op-45296
McDuffie County, Georgia	1:18-op-45509
The City of Milledgeville, Georgia	1:18-op-45495
Newton County, Georgia	1:18-op-45578
Oconee County, Georgia	1:18-op-45219
Oglethorpe County, Georgia	1:18-op-45262
Sumter County, Georgia	1:18-op-45250
Taliaferro County, Georgia	1:18-op-45562
Tattnall County, Georgia	1:18-op-45574
The City of Tifton, Georgia	1:18-op-45454
Toombs County, Georgia	1:18-op-45576
Troup County, Georgia	1:18-op-45715
Twiggs County, Georgia	1:18-op-45379

Walton County, Georgia	1:18-op-45297
Warren County, Georgia	1:18-op-45425
Washington County, Georgia	1:18-op-45563
Worth County, Georgia	1:18-op-45602

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-op-45165

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

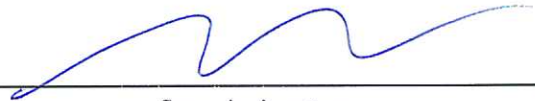
This summons for *(name of individual and title, if any)* Rite-Aid Corporation c/o Registered Agent The Corporation Trust Center was received by me on *(date)* Jun 10, 2019, 10:04 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Amy McLaren, Managing Agent, who is designated by law to accept service of process on behalf of *(name of organization)* Rite-Aid Corporation c/o Registered Agent The Corporation Trust Center on *(date)* Thu, Jun 13 2019; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: 6/14/19



*Server's signature*

McKenna Touey

*Printed name and title*

ABC Process Service 4834 Swiss Ave. Dallas, TX 75204

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Jun 13, 2019, 2:30 pm EDT at 1209 N. Orange St., Wilmington, DE 19801 received by Amy McLaren, Managing Agent. Age: 35; Ethnicity: Caucasian; Gender: Female; Weight: 135; Height: 5'6"; Hair: Brown;

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:18-op-45165

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Sandoz, Inc. c/o Registered Agent: Corporation Service Company was received by me on *(date)* Jun 10, 2019, 10:04 am.

- ☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☒ I served the summons on *(name of individual)* Cole Stender as Clerk of Registered Agent: Corporation Services Company, who is designated by law to accept service of process on behalf of *(name of organization)* Sandoz, Inc. c/o Registered Agent: Corporation Service Company on *(date)* Wed, Jun 12 2019; or
- ☐ I returned the summons unexecuted because: \_\_\_\_\_; or
- ☐ Other: \_\_\_\_\_; or

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$.

I declare under penalty of perjury that this information is true.

Date:



*Server's signature*

Rich Severn

*Printed name and title*

ABC Process Service, 4834 Swiss Avenue, Dallas, TX 75204

*Server's address*

Additional information regarding attempted service, etc.:

1) Successful Attempt: Jun 12, 2019, 11:13 am MDT at 1900 W. Littleton Boulevard , Littleton, CO 80120 received by Cole Stender as Clerk of Registered Agent: Corporation Services Company .



AO 399 (01/09) Waiver of the Service of Summons

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

*Plaintiff*

v.

PURDUE PHARMA L.P., et al.

*Defendant*

Civil Action No. 1:18-op-45165

WAIVER OF THE SERVICE OF SUMMONS

To: Sara Schramm

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 08/19/2019



*Signature of the attorney or unrepresented party*

Sandoz Inc.

*Printed name of party waiving service of summons*

Lori G. Cohen

*Printed name*

Greenberg Traurig, LLP  
3333 Piedmont Rd. NE, Suite 2500  
Atlanta, GA 30305

*Address*

cohenl@gtlaw.com

*E-mail address*

(678) 553-2100

*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

AO 399 (01/09) Waiver of the Service of Summons

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

IN RE: NATIONAL PRESCRIPTION OPIOID LITIGATION

Plaintiff

v.

PURDUE PHARMA, L.P., PURDUE PHARMA, INC.,

Defendant

Civil Action No. 1:17-md-02804

**\*\*This document applies to the cases on the attached list as Exhibit 1.\*\***

WAIVER OF THE SERVICE OF SUMMONS

To: Sara Schramm

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 5/31/2019, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date:

7/11/19

Signature of the attorney or unrepresented party

SpecGx LLC

Printed name of party waiving service of summons

Andrew O'Connor

Printed name

Ropes & Gray  
Prudential Tower, 800 Boylston Street  
Boston, Massachusetts 02199

Address

Andrew.O'Connor@ropesgray.com

E-mail address

(617) 951-7000

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does not include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

**EXHIBIT 1**  
**(CASE LIST)**

The Unified Government of Athens-Clarke County, Georgia	1:18-op-45218
Banks County, Georgia	1:18-op-45378
Ben Hill County, Georgia	1:18-op-45505
Brantley County, Georgia	1:18-op-45714
Bulloch County, Georgia	1:18-op-45394
Butts County, Georgia	1:18-op-45490
Camden County, Georgia	1:18-op-45717
Candler County, Georgia	1:18-op-45165
The Candler County Hospital Authority	1:18-op-45167
Charlton County, Georgia	1:18-op-45713
The City of Bainbridge, Georgia	1:18-op-45383
Clinch County Hospital Authority	1:18-op-45453
Columbia County, Georgia	1:18-op-45607
Cook County, Georgia	1:18-op-45284
Crisp County, Georgia	1:18-op-45238
Decatur County, Georgia	1:18-op-45334
Dooly County, Georgia	1:18-op-45712
Dougherty County, Georgia	1:18-op-45491
Elbert County, Georgia	1:18-op-45381
The City of Fitzgerald, Georgia	1:18-op-45603
The City of Gainesville, Georgia	1:18-op-45486
Habersham County, Georgia	1:18-op-45559
Hall County, Georgia	1:18-op-45286
Hancock County, Georgia	1:18-op-45535
Hospital Authority of Bainbridge and Decatur County	1:18-op-45382
Irwin County, Georgia	1:18-op-45283
Jackson County, Georgia	1:18-op-45581
Jasper County, Georgia	1:18-op-45504
Jeff Davis County, Georgia	1:18-op-45237
Johnson County, Georgia	1:18-op-45716
Jones County, Georgia	1:18-op-45424
Lincoln County, Georgia	1:18-op-45508
The Unified Government of Macon-Bibb County, Georgia	1:18-op-45407
Madison County, Georgia	1:18-op-45296
McDuffie County, Georgia	1:18-op-45509
The City of Milledgeville, Georgia	1:18-op-45495

Newton County, Georgia	1:18-op-45578
Oconee County, Georgia	1:18-op-45219
Oglethorpe County, Georgia	1:18-op-45262
Sumter County, Georgia	1:18-op-45250
Taliaferro County, Georgia	1:18-op-45562
Tattnall County, Georgia	1:18-op-45574
The City of Tifton, Georgia	1:18-op-45454
Toombs County, Georgia	1:18-op-45576
Troup County, Georgia	1:18-op-45715
Twiggs County, Georgia	1:18-op-45379
Walton County, Georgia	1:18-op-45297
Warren County, Georgia	1:18-op-45425
Washington County, Georgia	1:18-op-45563
Worth County, Georgia	1:18-op-45602

AO 399 (01/09) Waiver of the Service of Summons - MODIFIED

UNITED STATES DISTRICT COURT  
for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

*Plaintiff*

V.  
AMERISOURCEBERGEN DRUG CORPORATON, ET AL.,

*Defendant*

Civil Action No. 1:18-op-45165

WAIVER OF THE SERVICE OF SUMMONS

To: Henry G. Garrard, III

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

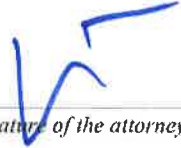
I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: May 7, 2019

Walgreen Co.

*Printed name of party waiving service of summons*

  
*Signature of the attorney or unrepresented party*

Kaspar J. Stoffelmayr

*Printed name*

Bartlit Beck Herman Palenchar & Scott LLP  
54 W. Hubbard St., Ste. 300  
Chicago, IL 60654

*Address*

kaspar.stoffelmayr@bartlit-beck.com

*E-mail address*

(312) 494-4400

*Telephone number*

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

---

---

UNITED STATES DISTRICT COURT

for the  
Northern District of Ohio

CANDLER COUNTY, GEORGIA

\_\_\_\_\_  
*Plaintiff*

**AMERISOURCEBERGEN DRUG CORPORATION, ET AL**

\_\_\_\_\_  
*Defendant*

)  
)  
) Civil Action No. 1:18-op-45165  
)  
)

**WAIVER OF THE SERVICE OF SUMMONS**

To: Henry G. Garrard, III

\_\_\_\_\_  
*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 4/26/2019

Walmart Inc. and Wal-Mart Stores East, LP  
\_\_\_\_\_  
*Printed name of party waiving service of summons*

/s/ Tara A. Fumerton  
\_\_\_\_\_  
*Signature of the attorney or unrepresented party*

Tara A. Fumerton  
\_\_\_\_\_  
*Printed name*

Jones Day  
77 W. Wacker Dr.  
Chicago, IL 60601  
\_\_\_\_\_  
*Address*

tfumerton@jonesday.com  
\_\_\_\_\_  
*E-mail address*

(312) 782-3939  
\_\_\_\_\_  
*Telephone number*

---

**Duty to Avoid Unnecessary Expenses of Serving a Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.